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 [pursuant to admission pro hac vice]
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 12 **Attorneys for American Casualty Company of Reading, PA; National Union Fire**
Insurance Company of Pittsburgh, PA; Dick Corporation; The Morganti Group; and
 13 **Dick/Morganti; Continental Casualty Company.**

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

16 UNITED STATES of AMERICA for the Use
 and Benefit of WEBCOR CONSTRUCTION,
 17 INC. dba WEBCOR BUILDERS, and
 WEBCOR CONSTRUCTION, INC. dba
 18 WEBCOR BUILDERS,

19 Plaintiffs,

20 vs.

21 DICK/MORGANTI, a joint venture; DICK
 CORPORATION; THE MORGANTI
 22 GROUP; AMERICAN CASUALTY
 COMPANY OF READING, PA;
 NATIONAL UNION FIRE INSURANCE
 23 COMPANY OF PITTSBURGH, PA, and
 DOES 1 through 10, inclusive,

24 Defendants.

25 AND RELATED COUNTER-CLAIMS;
 26 THIRD PARTY COMPLAINT; and
 27 CONSOLIDATED ACTION.

Case No.: 3:07-CV-02564-CRB

**STIPULATION FOR DISMISSAL WITH
 PREJUDICE OF MARELICH
 MECHANICAL CO., INC. ONLY FROM
 THIRD PARTY COMPLAINT;**

**STIPULATION FOR DISMISSAL WITH
 PREJUDICE OF MARELICH
 MECHANICAL CO., INC.'S ENTIRE
 COUNTERCLAIM AND CROSS-CLAIM**

(F.R.C.P. 41 (a)(1)(A)(i); F.R.C.P. 41 (c))

Judge: Hon. Charles R. Breyer

COMES NOW United States of America f/u/b Marelich Mechanical Co., Inc., on the one hand, and Dick/Morganti; Dick Corporation; The Morganti Group, Inc.; American Casualty Company of Reading, PA; National Union Fire Insurance Company of Pittsburgh, PA; and Continental Casualty Company, on the other hand, to voluntarily dismiss, with prejudice, the following:

1. Marelich Mechanical Co., Inc. as a Third Party Defendant to the Third Party Complaint for Declaratory Relief filed on or about July 27, 2007 by American Casualty Company of Reading, PA and National Union Fire Insurance Company of Pittsburgh, PA.; and

2. The Counterclaim filed on or about February 28, 2008 by Marelich Mechanical Co., Inc. against American Casualty Company of Reading, PA and National Union Fire Insurance Company of Pittsburgh, PA; and

3. The Crossclaim filed on or about February 28, 2008 filed by Marelich Mechanical Co., Inc. against Continental Casualty Company; Dick Corporation; The Morganti Group, Inc.; and Dick/Morganti, a joint venture.

The parties to these Stipulations for Dismissals agree that these Stipulations do not affect the rights and responsibilities of the parties as set forth in that certain agreement between them entered into on or about April 8, 2008.

Dated: April 16, 2008.

/s/ Seth Price
Seth Price, Esq. (GA BN 587841)
[pursuant to pro hac vice]
Attorney for Marelich Mechanical Co., Inc.

/s/ Rick W. Grady
Rick W. Grady, Esq. (CA SBN 235976)
American Casualty Company of Reading,
PA; National Union Fire Insurance
Company of Pittsburgh, PA; Dick
Corporation; The Morganti Group;
Dick/Morganti; and Continental Casualty Company.